



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

ORDER

APPLICATION 2833

PERMIT 1187

LICENSE 585

ORDER ALLOWING CHANGE IN PLACE OF USE

Licensee having established to the satisfaction of the State Engineer that the change in place of use under Application 2833, Permit 1187, License 585, for which petition was submitted on March 5, 1947 will not operate to the injury of any other legal user of water, the State Engineer so finds, and

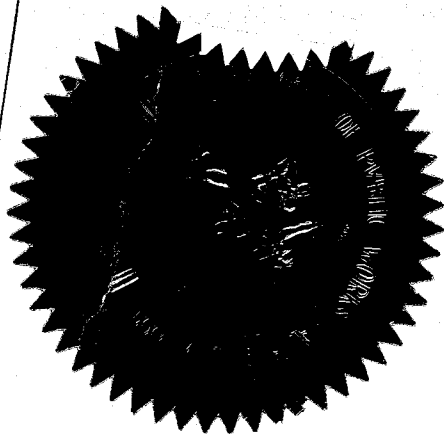
IT IS ORDERED that permission be and the same is hereby granted to change the place of use of water under said Application 2833, Permit 1187, License 585 to a place of use described as follows to-wit:

IRRIGATION OF 1/2 ACRE AND DOMESTIC USE WITHIN
THE NW¹/₄ OF SW¹/₄ OF SECTION 15, T. 4 N., R. 10 W.,
S.B.B. & M. DOMESTIC USE WITHIN THE EAST 726
FEET OF NORTH 1/2 OF NE¹/₄ OF SE¹/₄ OF SECTION 16,
T. 4 N., R. 10 W., S.B.B. & M.

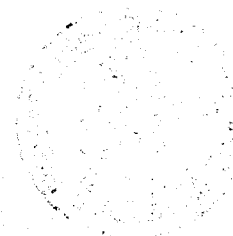
WITNESS my hand and the seal of the Department of Public Works
of the State of California this 7th day of May, 1947.

EDWARD HYATT, STATE ENGINEER

By A. D. Edmonston
A. D. Edmonston
Assistant State Engineer



RECEIVED
JAN 10 1964
U.S. DEPARTMENT OF AGRICULTURE
WASHINGTON, D.C.



TO: Mr. J. Edgar Hoover
FBI
Washington, D.C.

FROM: Mr. J. Edgar Hoover
FBI
Washington, D.C.

SUBJECT: [Illegible]

RE: [Illegible]

DATE: [Illegible]

BY: [Illegible]

1



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

Notice of Assignment (Over)

LICENSE No. **585**

PERMIT No. **1187**

APPLICATION No. **2823**

4/1/31
This is to Certify, That **Elmer McClure** of
Little Rock, Los Angeles County, California

Edwin L. Stanton
has made proof to the satisfaction of the Division
of Water Rights of California of a right to the use of the waters of **an unnamed spring in**
Los Angeles County

tributary of **Little Rock Creek drainage area**

for the purpose of **irrigation and domestic use**
under Permit No. **1187** of the Division of Water Rights and that said right to the use of said waters has
been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights
and the terms of the said permit; that the priority of the right herein confirmed dates from **April 29, 1922**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is
limited to the amount actually beneficially used for said purposes and shall not exceed **seven thousandths**
(0.007) cubic foot per second, or approximately four thousand, five hundred
fifty (4,550) gallons per day from January 1st to December 31st of each year.

The point of diversion of such water is located **South one thousand, four hundred**
seventy-six (1,476) feet and West nine hundred fifty-six (956) feet from the
South-west corner of Section 15, T 4 N, R 10 W, S.B.B. & M, being within
the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21, T 4 N, R 10 W, S.B.B. & M.

CONFORMING TO ORDER OF *E. L. H.*

A description of the lands or the place where such water is put to beneficial use is as follows:

within the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 15, T 4 N, R 10 W, S.B.B. & M.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of
diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in Section 20 of Chapter 586, Statutes 1913, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; provided, that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivision of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing, further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and providing, further, that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Chief of the Division of
WATER RIGHTS, Department of Public Works of the
State of California, and the seal of said department

this 7th day of April, 1927

Chief of Division of Water Rights, Department
of Public Works of the State of California



2/3/45

RECEIVED NOTICE OF ASSIGNMENT TO

Phillip A. &
Caroline B. Kinzie

6/12/47

RECEIVED NOTICE OF ASSIGNMENT TO

Allen W. & Ethel
W. Lange

5/25/50

RECEIVED NOTICE OF ASSIGNMENT TO

Partial
Harold P. & Ruth A.
Mead

6/3/51

RECEIVED NOTICE OF ASSIGNMENT TO

of J. J. Harland P.
& Ruth A. Mead & Virginia B. Markley
Int. of Virginia B. Markley

6/27/56

RECEIVED NOTICE OF ASSIGNMENT TO

to Allen W. & Ethel W. Lange

11/30/51

RECEIVED NOTICE OF ASSIGNMENT TO

Partial
Melodie H. & Lloyd C.
Manner & Marjorie M. Manner

LICENSE NO. 585
STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

LICENSE
TO APPROPRIATE WATER

DATE REC'D 4/1/31
ISSUED TO Elmer McGluse
DATED April 7, 1927

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 2833

PERMIT 1187

LICENSE 585

ORDER CORRECTING POINT OF DIVERSION
AND PURPOSE OF USE, ALLOWING A CHANGE
IN THE PLACE OF USE AND AMENDING THE LICENSE

WHEREAS:

1. License 585 was issued to Elmer McClure and was filed with the County Recorder of Los Angeles County on May 11, 1927.
2. License 585 was subsequently assigned to Chang K. Kim, Rosemary Kim, Abel Montemayor and Patricia I. Montemayor.
3. A correction to the location of the point of diversion and purpose of use was discovered to be needed during the inspection of December 14, 1987.
4. A petition for change in place of use has been filed with the State Water Resources Control Board and said Board has determined that good cause for such change has been shown.
5. The Board has determined that the petitioned change does not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.
6. The license condition pertaining to the continuing authority of the Board does not conform to the current common law public trust doctrine as contained in Title 22, California Code of Regulations, Section 780(a).

NOW, THEREFORE, IT IS ORDERED THAT:

1. Condition 2 of the permit be amended to read:

Location of Point of Diversion

South 550 feet and West 1,500 feet from the NE corner of Section 21, T4N, R10W, SBB&M, being within the NW¼ of NE¼ of said section.

Also described as California Coordinate System,
Zone 7, North 336,100 and East 4,309,700

(0000002)

2. Condition 3 of the permit be amended to read:

Purpose of Use:

Domestic

(0000003)

3. Condition 4 of the permit be amended to read:

Place of Use:

At the Kim's Residence located within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 16, T4N, R10W, SBB&M; and at the Montemayor's Residence located within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 16, T4N, R10W, SBB&M.

(0000004)

4. The existing continuing authority paragraph in License 585 be amended to read:

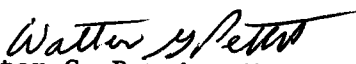
Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this license, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

(0000012)

Dated: NOVEMBER 08 1988


Walter G. Pettit, Chief
Division of Water Rights

68

Notice of asgd: 1-8-88

lie# 585

app# 2833

Chang K. & Rosemary Kim,

Abel & Audrey S. Montemayor

11628- Juniper Hills Road

Little Rock, Ca. 93543

2585

- 3/12/65 Partial asgmt of int of Floyd C. & Marjorie Masner to Edith M. Fox
- 10/22/70 Int of Allen H. Langes, Ethel Langes, Floyd C. Masner, Marjorie M. Masner & Edith M. Fox asgd. to Jerry R. Freeman, Donna C. Freeman & Gordon Boucher
- 3/24/71 Int of Melodie G. Hattaway asgd. to Floyd T. Masner
- 4/28/71 Int of Floyd C. Masner asgd to Gordon Boucher
- 3/6/75 Records chgd to show Gary Rogers; Gordon Boucher; James H. & Katherine L. Crovetti; Ida Marie & Charles Lee Millar; Betty June & Bobby Dean Shepherd as owners
- 4/29/77 Int of Gordon Boucher asgd to Bette C. & James O. White, Jr.
- 5/16/77 Int of Charles L. & Ida M. Millar asgd to Frank E. & Janie M. Clausen
- 9-13-79 Int of Bobby Dean & Betty June Shepherd asgd to
Emery Vogel & William Pechery